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FAX COVER SHEET

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DATE: April 7, 2003 TOTAL # OF PAGES (INCLUDING THIS COVER SHEET): 3

TO: Examiner M. Mendez
Group Art Unit 3763 FAX #: 703.308-7957

FIRM NAME: U.S. Patent and Trademark Office TELEPHONE #: 703.308.2221

FROM: David E. Bruhn FAX #: 612.340.8856

TELEPHONE #: 612.340.6317 EMAIL: bruhn.david@dorseylaw.com

COMMENTS:

Attached please find:


Communication Regarding Lack Of Identification Of Cited References In
Pending Office Action (2 pages)

First Named Inventor: Willy Michel
Client Name: Disetronic Licensing AG
Application No.: 09/314,919
Filing Date: May 19, 1999
Application Title: Sensor System Including A Port Body
Attorney/LA Initials: DEB/kap
Faxed: 7 April 2003
Our Dkt No.: 6464

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APR 7 2003

Group 3700


Originator's Signature

Original will be sent via: ☐ Mail ☐ Messenger ☐ Air Courier ☒ Will not be sent

PLEASE CONTACT KRISANNE POPOVITS AT (612) 343-7965 IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

Reference#

3256/436811-6

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APR 7 2003

Docket: 6464

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEFirst Named
Inventor: Willy Michel


Appln. No.: 09/314,919

Filing Date: May 19, 1999

Title: **SENSOR SYSTEM INCLUDING A PORT
BODY****Group 3700**

Examiner: M. Mendez

Group Art Unit: 3763

**Communication Regarding Lack Of Identification Of Cited
References In Pending Office Action**Commissioner for Patents
Washington, D.C. 20231I hereby certify that this document is being sent via Facsimile
addressed to: Examiner Mendez, Group Art Unit 3763
(703-308-7957), Commissioner for Patents, Washington, D.C.
20231 on this 7 day of April, 2003.
KrisAnne Popovits

Sir:

The Office Action of November 25, 2002 for the above-identified application did not contain the PTO-892 form, copies of the cited references, or the patent numbers for the references (all but one of the references were cited in the Office Action by name only). Thus, a response to the Office Action is not possible because the Examiner has not sufficiently identified the cited references to Applicants as required by 37 C.F.R. § 1.104(d)(1).

On February 13, March 14, and March 26, 2003, Applicants conversed with the Examiner on the telephone regarding the lack of reference identification. During the first conversation, the Examiner indicated that he had been receiving similar calls from other attorneys and that the failure to provide the PTO-892 form and the copies of the cited references probably resulted from the outside contractor lay-offs the PTO was experiencing at the time of the Office Action mailing. In each conversation, the Examiner graciously offered to immediately resend the Office Action and to restart the response period from the date of the new mailing.

Application Number: 09/314,919

Docket: 6464

Applicants very much appreciate the Examiner's offer to resend the Office Action and provide a new response period. However, as of April 4, 2003, the Applicants still have not received the promised Office Action, the PTO-892 form, and the copies of the cited references.

Because the end of the second extension month (April 25, 2003) is quickly approaching, Applicants are formally requesting the expedited mailing of the PTO-892 form and the copies of the cited references, along with the re-sending of the Office Action and a new response period.

Respectfully submitted,

DORSEY & WHITNEY LLP
Customer Number 25763

Date:

March 7, 2003

By:



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